

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

In re:	§	Case No. 11-20529-DLB
	§	
LINDA FAYE COOL	§	
	§	
	§	
Debtor(s)	§	

**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION REPORT
CERTIFICATION THAT THE ESTATE HAS BEEN FULLY ADMINISTERED
AND APPLICATION TO BE DISCHARGED (TDR)**

Robert L. Johns, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: <i>(without deducting any secured claims)</i>	\$0.00	Assets Exempt:	\$4,400.00
Total Distributions to Claimants:	\$7,135.18	Claims Discharged Without Payment:	\$112,605.66
Total Expenses of Administration:	\$70,567.86		

3) Total gross receipts of \$98,362.03 (see **Exhibit 1**), minus funds paid to the debtor(s) and third parties of \$20,658.99 (see **Exhibit 2**), yielded net receipts of \$77,703.04 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Secured Claims (from Exhibit 3)	\$0.00	\$1,795.72	\$1,795.72	\$1,795.72
Priority Claims:				
Chapter 7 Admin. Fees and Charges (from Exhibit 4)	NA	\$70,567.86	\$70,567.86	\$70,567.86
Prior Chapter Admin. Fees and Charges (from Exhibit 5)	NA	\$0.00	\$0.00	\$0.00
Priority Unsecured Claims (From Exhibit 6)	\$5,436.00	\$0.00	\$0.00	\$0.00
General Unsecured Claims (from Exhibit 7)	\$113,028.66	\$5,235.78	\$5,235.78	\$5,339.46
Total Disbursements	\$118,464.66	\$77,599.36	\$77,599.36	\$77,703.04

4). This case was originally filed under chapter 7 on 07/29/2011. The case was pending for 120 months.

5). All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6). An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 07/09/2021

By: /s/ Robert L. Johns
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO
FINAL ACCOUNT**

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE	AMOUNT RECEIVED
Settlement from a medical class action law suit	1149-000	\$98,362.03
TOTAL GROSS RECEIPTS		\$98,362.03

The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	AMOUNT PAID
United States Bankruptcy Clerk	Funds to Third Parties	8500-002	\$20,658.99
TOTAL FUNDS PAID TO DEBTOR AND THIRD PARTIES			\$20,658.99

EXHIBIT 3 – SECURED CLAIMS

CLAIM NUMBER	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
	Medicaid - Medical liens	4210-000	\$0.00	\$1,795.72	\$1,795.72	\$1,795.72
TOTAL SECURED CLAIMS			\$0.00	\$1,795.72	\$1,795.72	\$1,795.72

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Robert L. Johns, Trustee	2100-000	NA	\$7,135.15	\$7,135.15	\$7,135.15
Robert Johns, Trustee	2200-000	NA	\$76.97	\$76.97	\$76.97
Insurance Partners	2300-000	NA	\$31.32	\$31.32	\$31.32
United States Treasury	2810-000	NA	\$3,565.00	\$3,565.00	\$3,565.00
West Virginia State Tax Department	2820-000	NA	\$5,269.00	\$5,269.00	\$5,269.00
Turner & Johns PLLC, Attorney for Trustee	3110-000	NA	\$11,110.00	\$11,110.00	\$11,110.00
Turner & Johns PLLC, Attorney for Trustee	3120-000	NA	\$433.08	\$433.08	\$433.08
David P. Willis, Esquire, Attorney for Trustee	3210-000	NA	\$14,164.13	\$14,164.13	\$14,164.13

Lesslie E. Hornsby, Esquire, Attorney for Trustee	3210-000	NA	\$21,246.20	\$21,246.20	\$21,246.20
David P. Willis, Esquire, Attorney for Trustee	3220-000	NA	\$2.82	\$2.82	\$2.82
Lezzlie E. Hornsby, Esquire, Attorney for Trustee	3220-000	NA	\$1,916.09	\$1,916.09	\$1,916.09
Herman & Cormany, Accountant for Trustee	3410-000	NA	\$700.00	\$700.00	\$700.00
Common Benefit Fund 1% Estate's recovery fee per Court Order, Other Professional	3991-000	NA	\$983.62	\$983.62	\$983.62
Common Benefit Fund 4% attorney fees per Court Order, Other Professional	3991-000	NA	\$3,934.48	\$3,934.48	\$3,934.48
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		NA	\$70,567.86	\$70,567.86	\$70,567.86

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES

NONE

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

CLAIM NUMBER	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
	WV State Tax Department	5800-000	\$5,436.00	\$0.00	\$0.00	\$0.00
TOTAL PRIORITY UNSECURED CLAIMS			\$5,436.00	\$0.00	\$0.00	\$0.00

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NUMBER	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
1	Capital One Bank (USA), N.A.	7100-000	\$1,954.00	\$2,043.10	\$2,043.10	\$2,043.10
2	Capital One Bank (USA), N.A.	7100-000	\$1,792.00	\$1,876.64	\$1,876.64	\$1,876.64
3	LVNV Funding, LLC its successors and assigns as	7100-000	\$2,113.00	\$1,316.04	\$1,316.04	\$1,316.04
	Capital One Bank (USA), N.A.	7990-000	\$0.00	\$0.00	\$0.00	\$40.46
	Capital One Bank	7990-000	\$0.00	\$0.00	\$0.00	\$37.16

(USA), N.A.					
LVNV Funding, LLC its successors and assigns as	7990-000	\$0.00	\$0.00	\$0.00	\$26.06
Amerirad, Inc.	7100-000	\$28.00	\$0.00	\$0.00	\$0.00
Arrow Financial Services	7100-000	\$1,133.00	\$0.00	\$0.00	\$0.00
Capital One, N.A.	7100-000	\$4,647.00	\$0.00	\$0.00	\$0.00
Caterpillar Financial Services Corp.	7100-000	\$28,344.53	\$0.00	\$0.00	\$0.00
Chase	7100-000	\$0.00	\$0.00	\$0.00	\$0.00
Chase	7100-000	\$364.68	\$0.00	\$0.00	\$0.00
Citibank USA	7100-000	\$672.00	\$0.00	\$0.00	\$0.00
First Premier Bank	7100-000	\$551.00	\$0.00	\$0.00	\$0.00
GEMB/Wal Mart	7100-000	\$5,930.00	\$0.00	\$0.00	\$0.00
GEMB/Wal Mart	7100-000	\$0.00	\$0.00	\$0.00	\$0.00
GMAC	7100-000	\$0.00	\$0.00	\$0.00	\$0.00
HSBC	7100-000	\$1,931.00	\$0.00	\$0.00	\$0.00
HSBC	7100-000	\$822.00	\$0.00	\$0.00	\$0.00
HSBC	7100-000	\$351.00	\$0.00	\$0.00	\$0.00
HSBC	7100-000	\$0.00	\$0.00	\$0.00	\$0.00
Sears/CBSD	7100-000	\$0.00	\$0.00	\$0.00	\$0.00
Summersville Regional Medical	7100-000	\$984.00	\$0.00	\$0.00	\$0.00
Summersville Regional Medical	7100-000	\$570.00	\$0.00	\$0.00	\$0.00
United Bank, Inc.	7100-000	\$60,505.45	\$0.00	\$0.00	\$0.00
Webster County Memorial Hospital	7100-000	\$336.00	\$0.00	\$0.00	\$0.00
Western Financial National Network	7100-000	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL GENERAL UNSECURED CLAIMS		\$113,028.66	\$5,235.78	\$5,235.78	\$5,339.46

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 INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

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Exhibit 8

ASSET CASES

Case No.: 11-20529-BMM
 Case Name: COOL, LINDA FAYE
 For the Period Ending: 7/9/2021

Trustee Name: Robert L. Johns
 Date Filed (f) or Converted (c): 07/29/2011 (f)
 \$341(a) Meeting Date: 09/12/2011
 Claims Bar Date: 09/13/2017

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA =§ 554(a) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
Ref. #					
1	Hutch and entertainment center Location: 1667 Guardian Drive, Diana WV 26217	\$1,000.00	\$0.00	\$0.00	FA
2	Clothes Location: 1667 Guardian Drive, Diana WV 26217	\$400.00	\$0.00	\$0.00	FA
3	Wedding rings Location: 1667 Guardian Drive, Diana WV 26217	\$500.00	\$0.00	\$0.00	FA
4	2000 GMC Jimmy Location: 1667 Guardian Drive, Diana WV 26217	\$2,500.00	\$0.00	\$0.00	FA
5	Settlement from a medical class action law suit (u)	\$0.00	\$98,362.03	\$98,362.03	FA

TOTALS (Excluding unknown value)

\$4,400.00\$98,362.03\$98,362.03Gross Value of Remaining Assets\$0.00

Major Activities affecting case closing:

01/14/2019 Correspondence Hornsby, Special Counsel, regarding amendment of Settlement agreement incorporating Boston Scientific "Spouse Order"

01/11/2019 Correspondence Hornsby, Special Counsel, regarding Boston Scientific "Spouse Order" allowing payment and decision that Spouse is not entitled to anything.

01/10/2019 Correspondence Hornsby, Special Counsel, regarding surviving spouses claims as it relates to Trustee executing settlement agreement

08/15/2018 Re Prop # 5 - Trustee contacted Special Counsel regarding settlement. No definitive time from for Special Master's decision regarding surviving spouses waiver of claims

04/18/2018 Re Prop # 5 - Awaiting ruling/decision from Special Master regarding surviving spouses waiver of claims

03/08/2018 Re Prop # 5 - Trustee received settlement documents, reviewed, question regarding surviving spouses and release of their claims

09/27/2017 Awaiting entry of order approving compromise.

09/06/2017 RE Prop # 5 Trustee filed motion to compromise. Objections due 9/27/17

08/10/2017 Debtor's counsel filed motion to withdraw as counsel.
Hearing set for 9/4/17.

06/14/2017 Order entered reopening the case. Trustee appointed.

05/22/2017 The US Trustee filed a motion to reopen the case.

05/15/2017 Letter received from Clark, Love & Hutson informing Trustee of settlement in a medical class action

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 INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

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Exhibit 8

ASSET CASES

Case No.: 11-20529-BMM
 Case Name: COOL, LINDA FAYE
 For the Period Ending: 7/9/2021

Trustee Name: Robert L. Johns
 Date Filed (f) or Converted (c): 07/29/2011 (f)
 §341(a) Meeting Date: 09/12/2011
 Claims Bar Date: 09/13/2017

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Value	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA =§ 554(a) abandon.	Sales/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets

Initial Projected Date Of Final Report (TFR):

Current Projected Date Of Final Report (TFR):

06/30/2020/s/ ROBERT L. JOHNS

ROBERT L. JOHNS

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 11-20529-BMM
Case Name: COOL, LINDA FAYE
Primary Taxpayer ID #: **_***7697
Co-Debtor Taxpayer ID #:
For Period Beginning: 7/29/2011
For Period Ending: 7/9/2021

Trustee Name: Robert L. Johns
Bank Name: Pinnacle Bank
Checking Acct #: *****0237
Account Title: Estate of Linda Faye Cool
Blanket bond (per case limit): \$3,000,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
03/11/2019		CLH BSC II Qualified Settlement Fund	Settlement	*	\$91,648.21		\$91,648.21
	{5}		Settlement \$98,362.03	1149-000			\$91,648.21
			Medicaid - Medical liens \$(1,795.72)	4210-000			\$91,648.21
			Common Benefit Fund 4% attorney fees \$(3,934.48)	3991-000			\$91,648.21
			per Court Order				
			Common Benefit Fund 1% Estate's recovery fee per Court Order \$(983.62)	3991-000			\$91,648.21
05/03/2019	3001	Lesslie E. Hornsby, Esquire	Special Counsel Fees	3210-000		\$21,246.20	\$70,402.01
05/03/2019	3002	Lezzlie E. Hornsby, Esquire	Special Counsel Expenses	3220-000		\$1,916.09	\$68,485.92
05/03/2019	3003	David P. Willis, Esquire	Special Counsel Fees	3210-000		\$14,164.13	\$54,321.79
05/03/2019	3004	David P. Willis, Esquire	Special Counsel expenses	3220-000		\$2.82	\$54,318.97
05/03/2019	3005	Archer Systems, LLC	Accounting Fees	3410-000		\$500.00	\$53,818.97
11/11/2019	3005	STOP PAYMENT: Archer Systems, LLC	Accounting Fees	3410-004		(\$500.00)	\$54,318.97
03/27/2020	3006	Insurance Partners	Bond premium payment	2300-000		\$31.32	\$54,287.65
05/04/2020	3007	United States Treasury	35-7227697 - 2019 Form 1041	2810-000		\$3,565.00	\$50,722.65
05/04/2020	3008	West Virginia State Tax Department	35-7227697 - 2019 IT-141	2820-000		\$5,269.00	\$45,453.65
02/01/2021	3009	Robert Johns	Trustee Expenses	2200-000		\$76.97	\$45,376.68
02/01/2021	3010	Robert L. Johns	Trustee Compensation	2100-000		\$7,135.15	\$38,241.53
02/01/2021	3011	Turner & Johns PLLC	Final Distribution Claim #: ;	3120-000		\$433.08	\$37,808.45
02/01/2021	3012	Turner & Johns PLLC	Final Distribution Claim #: ;	3110-000		\$11,110.00	\$26,698.45
02/01/2021	3013	Herman & Cormany	Final Distribution Claim #: ;	3410-000		\$700.00	\$25,998.45
02/01/2021	3014	LINDA FAYE COOL	Final Distribution Claim #: ;	8200-002		\$20,658.99	\$5,339.46
02/01/2021	3015	Capital One Bank (USA), N.A.	Final Distribution Claim #: 1;	*		\$2,083.56	\$3,255.90
			Claim Amount \$(2,043.10)	7100-000			\$3,255.90
			Interest \$(40.46)	7990-000			\$3,255.90
02/01/2021	3016	Capital One Bank (USA), N.A.	Final Distribution Claim #: 2;	*		\$1,913.80	\$1,342.10
			Claim Amount \$(1,876.64)	7100-000			\$1,342.10
			Interest \$(37.16)	7990-000			\$1,342.10

SUBTOTALS

\$91,648.21

\$90,306.11

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 11-20529-BMM
Case Name: COOL, LINDA FAYE
Primary Taxpayer ID #: **_***7697
Co-Debtor Taxpayer ID #:
For Period Beginning: 7/29/2011
For Period Ending: 7/9/2021

Trustee Name: Robert L. Johns
Bank Name: Pinnacle Bank
Checking Acct #: *****0237
Account Title: Estate of Linda Faye Cool
Blanket bond (per case limit): \$3,000,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance
02/01/2021	3017	LVNV Funding, LLC its successors and assigns as	Final Distribution Claim #: 3;	*		\$1,342.10	\$0.00
			Claim Amount \$(1,316.04)	7100-000			\$0.00
			Interest \$(26.06)	7990-000			\$0.00
06/03/2021	3014	VOID: LINDA FAYE COOL		8200-003		(\$20,658.99)	\$20,658.99
06/03/2021	3018	United States Bankruptcy Clerk	Unclaimed funds	8500-002		\$20,658.99	\$0.00

TOTALS:	\$91,648.21	\$91,648.21	\$0.00
Less: Bank transfers/CDs	\$0.00	\$0.00	
Subtotal	\$91,648.21	\$91,648.21	
Less: Payments to debtors	\$0.00	\$0.00	
Net	\$91,648.21	\$91,648.21	

For the period of 7/29/2011 to 7/9/2021

Total Compensable Receipts:	\$98,362.03
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$98,362.03
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$57,044.05
Total Non-Compensable Disbursements:	\$41,317.98
Total Comp/Non Comp Disbursements:	\$98,362.03
Total Internal/Transfer Disbursements:	\$0.00

For the entire history of the account between 03/11/2019 to 7/9/2021

Total Compensable Receipts:	\$98,362.03
Total Non-Compensable Receipts:	\$0.00
Total Comp/Non Comp Receipts:	\$98,362.03
Total Internal/Transfer Receipts:	\$0.00

Total Compensable Disbursements:	\$57,044.05
Total Non-Compensable Disbursements:	\$41,317.98
Total Comp/Non Comp Disbursements:	\$98,362.03
Total Internal/Transfer Disbursements:	\$0.00

CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No. 11-20529-BMM
Case Name: COOL, LINDA FAYE
Primary Taxpayer ID #: **_***7697
Co-Debtor Taxpayer ID #:
For Period Beginning: 7/29/2011
For Period Ending: 7/9/2021

Trustee Name: Robert L. Johns
Bank Name: Pinnacle Bank
Checking Acct #: *****0237
Account Title: Estate of Linda Faye Cool
Blanket bond (per case limit): \$3,000,000.00
Separate bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check / Ref. #	Paid to/ Received From	Description of Transaction	Uniform Tran Code	Deposit \$	Disbursement \$	Balance

TOTAL - ALL ACCOUNTS

NET DEPOSITS

NET
DISBURSEACCOUNT
BALANCES

\$91,648.21

\$91,648.21

\$0.00

For the period of 7/29/2011 to 7/9/2021

Total Compensable Receipts: \$98,362.03
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$98,362.03
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$57,044.05
Total Non-Compensable Disbursements: \$41,317.98
Total Comp/Non Comp Disbursements: \$98,362.03
Total Internal/Transfer Disbursements: \$0.00

For the entire history of the case between 07/29/2011 to 7/9/2021

Total Compensable Receipts: \$98,362.03
Total Non-Compensable Receipts: \$0.00
Total Comp/Non Comp Receipts: \$98,362.03
Total Internal/Transfer Receipts: \$0.00

Total Compensable Disbursements: \$57,044.05
Total Non-Compensable Disbursements: \$41,317.98
Total Comp/Non Comp Disbursements: \$98,362.03
Total Internal/Transfer Disbursements: \$0.00

/s/ ROBERT L. JOHNS

ROBERT L. JOHNS